

No. 63

MICHIGAN SENATE

DAILY CALENDAR

TUESDAY, AUGUST 18, 2009
10:00 a.m.

MOTIONS

1

(Consideration postponed until Friday, October 2.)

HB 4316 Rep. Lisa Brown
Torts; product liability; limitation on liability for drugs that have been approved by federal food and drug administration; rescind.
Amends sec. 2946 of 1961 PA 236 (MCL 600.2946).
I.E. House, March 26, 2009.
Motion to discharge Committee on Government Operations and Reform, Thursday, April 23.

2

(Consideration postponed until Friday, October 2.)

HB 4317 Rep. Kennedy
Civil procedure; statute of limitations; drug product liability cases previously prohibited because of FDA approval defense; allow to be commenced within 3 years after repeal of the defense.
Amends sec. 5805 of 1961 PA 236 (MCL 600.5805).
I.E. House, March 26, 2009.
Motion to discharge Committee on Government Operations and Reform, Thursday, April 23.

3

(Consideration postponed until Friday, October 2.)

HB 4318 Rep. Slavens
Consumer protection; unfair trade practices; liability for inaccurate representations concerning risks of certain drugs, medications, and supplements; clarify.
Amends secs. 2 & 3 of 1976 PA 331 (MCL 445.902 & 445.903).
I.E. House, March 26, 2009.
Motion to discharge Committee on Government Operations and Reform, Thursday, April 23.

4

(Consideration postponed until Thursday, December 31.)

SR 15 Sen. Whitmer
A resolution to amend the Standing Rules of the Senate.
Motion to reconsider motion to discharge Committee on Government Operations and Reform, Thursday, May 7.

THIRD READING OF BILLS

5

SB 216 Sen. Allen
Liquor; licenses; continuing care retirement center liquor license; create.
Amends secs. 525 & 537 of 1998 PA 58 (MCL 436.1525 & 436.1537) & adds sec. 545.
Reported by Committee on Economic Development and Regulatory Reform.
Senate substitute (S-1).
Committee recommended I.E.

6

SB 47 Sen. Kahn
Health; pharmaceuticals; prescription drug website; provide for.
Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 9721.
Reported by Committee on Health Policy.
Committee recommended I.E.

7

SB 215 Sen. Garcia
State agencies (existing); boards and commissions; name and duties of the commission on Spanish-speaking affairs (COSSA); revise.
Amends title & secs. 1, 2, 3, 4, 5 & 6 of 1975 PA 164 (MCL 18.301 et seq.).
Reported by Committee on Local, Urban and State Affairs.
Senate substitute (S-3).
Committee recommended I.E.

8

HB 4683 Rep. Roy Schmidt
Trade; securities; adoption of new uniform securities act (2002); update uniform securities act references in professional service corporation act.
Amends sec. 8 of 1962 PA 192 (MCL 450.228).
I.E. House, April 28, 2009.
Reported by Committee on Banking and Financial Institutions.
Committee recommended I.E.

THIRD READING OF BILLS

9

HB 4684 Rep. Nathan

Trade; securities; adoption of new uniform securities act (2002); update uniform securities act references in Michigan export development act.

Amends sec. 10 of 1986 PA 157 (MCL 447.160).

I.E. House, April 28, 2009.

Reported by Committee on Banking and Financial Institutions.

Committee recommended I.E.

10

HB 4686 Rep. Hansen

Trade; securities; adoption of new uniform securities act (2002); update uniform securities act references in Michigan penal code.

Amends secs. 159g & 411j of 1931 PA 328 (MCL 750.159g & 750.411j).

I.E. House, April 28, 2009.

Reported by Committee on Banking and Financial Institutions.

Committee recommended I.E.

11

HB 4687 Rep. Schuitmaker

Trade; securities; adoption of new uniform securities act (2002); update uniform securities act references in revised judicature act of 1961.

Amends sec. 4701 of 1961 PA 236 (MCL 600.4701).

I.E. House, April 28, 2009.

Reported by Committee on Banking and Financial Institutions.

Committee recommended I.E.

12

HB 4695 Rep. Clemente

Trade; securities; adoption of new uniform securities act (2002); update uniform securities act references in public employee retirement system investment act.

Amends sec. 13 of 1965 PA 314 (MCL 38.1133).

I.E. House, April 30, 2009.

Reported by Committee on Banking and Financial Institutions.

Committee recommended I.E.

13

HB 4696 Rep. Coulouris

Trade; securities; adoption of new uniform securities act (2002); update uniform securities act references in Michigan strategic fund act.

Amends sec. 23 of 1984 PA 270 (MCL 125.2023).

I.E. House, April 30, 2009.

Reported by Committee on Banking and Financial Institutions.

Committee recommended I.E.

14

SB 700 Sen. Cropsey

Trade; securities; adoption of new uniform securities act (2002); update uniform securities act references in Michigan consumer protection act.

Amends sec. 20 of 1976 PA 331 (MCL 445.920).

Reported by Committee on Banking and Financial Institutions.

Committee recommended I.E.

THIRD READING OF BILLS

15

SB 701 Sen. Richardville

Trade; securities; adoption of new uniform securities act (2002); update uniform securities act references in home solicitation sales statute.

Amends sec. 1 of 1971 PA 227 (MCL 445.111).

Reported by Committee on Banking and Financial Institutions.

Committee recommended I.E.

16

SB 703 Sen. Kahn

Trade; securities; adoption of new uniform securities act (2002); update uniform securities act references in non-profit corporation act.

Amends sec. 1137 of 1982 PA 162 (MCL 450.3137).

Reported by Committee on Banking and Financial Institutions.

Committee recommended I.E.

17

SB 706 Sen. Olshove

Trade; securities; adoption of new uniform securities act (2002); update uniform securities act references in savings and loan act of 1980.

Amends sec. 515 of 1980 PA 307 (MCL 491.515).

Reported by Committee on Banking and Financial Institutions.

Committee recommended I.E.

18

SB 707 Sen. Thomas

Trade; securities; adoption of new uniform securities act (2002); update uniform securities act references in Michigan education trust act.

Amends sec. 19 of 1986 PA 316 (MCL 390.1439).

Reported by Committee on Banking and Financial Institutions.

Committee recommended I.E.

19

SB 710 Sen. Kuipers

Trade; securities; adoption of new uniform securities act (2002); update uniform securities act references in credit services protection act.

Amends sec. 2 of 1994 PA 160 (MCL 445.1822).

Reported by Committee on Banking and Financial Institutions.

Committee recommended I.E.

20

SB 712 Sen. Birkholz

Trade; securities; adoption of new uniform securities act (2002); update uniform securities act references in natural resources and environmental protection act.

Amends secs. 21528 & 50510 of 1994 PA 451 (MCL 324.21528 & 324.50510).

Reported by Committee on Banking and Financial Institutions.

Committee recommended I.E.

GENERAL ORDERS

21

SB 35 Sen. Sanborn

Civil procedure; statute of limitations; statute of limitations and statute of repose for actions against architects, engineers, and construction contractors; revise.

Amends secs. 5805 & 5839 of 1961 PA 236 (MCL 600.5805 & 600.5839).

Reported by Committee on Judiciary.
Committee recommended I.E.

22

SB 361 Sen. Gilbert

Michigan business tax; gross receipts; phase-in of exclusion of tobacco taxes from the definition of gross receipts; eliminate.

Amends sec. 111 of 2007 PA 36 (MCL 208.1111).

Reported by Committee on Finance.
Committee recommended I.E.

23

SB 165 Sen. Barcia

Traffic control; accidents; procedure relating to obtaining crash reports; modify.

Amends secs. 621 & 622 of 1949 PA 300 (MCL 257.621 & 257.622).

Reported by Committee on Transportation.
Committee recommended I.E.

24

SB 388 Sen. Birkholz

Natural resources; other; state park, boating access site, and forest recreation passport fees; provide for distribution of revenue.

Amends secs. 2005, 2030, 2035, 74101, 74102a, 74116, 74117, 74122, 74123, 78105 & 83106 of 1994 PA 451 (MCL 324.2005 et seq.); adds secs. 1911 & 2045 & repeals secs. 1909 & 1910 of 1994 PA 451 (MCL 324.1909 & 324.1910).

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-4).

Committee recommended I.E.

25

SB 389 Sen. Basham

Natural resources; other; state park, boating access site, and forest recreation passport; create.

Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 805.

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-6).

Committee recommended I.E.

26

SB 266 Sen. Hunter

Advertising; billboards; billboards for sexually oriented businesses; provide for regulation.

Amends sec. 18a of 1972 PA 106 (MCL 252.318a).

Reported by Committee on Transportation.

Senate substitute (S-2).

Committee recommended I.E.

GENERAL ORDERS

27

SB 478 Sen. Sanborn

Corrections; other; report to legislature of status of offender tracking system; require.

Amends 1953 PA 232 (MCL 791.201 - 791.285) by adding sec. 7b.

Reported by Committee on Judiciary.
Committee recommended I.E.

28

SB 418 Sen. Allen

State financing and management; funds; centers of energy excellence program; increase funding.

Amends sec. 88q of 1984 PA 270 (MCL 125.2088q).

Reported by Committee on Commerce and Tourism.
Committee recommended I.E.

29

SB 592 Sen. Kuipers

Education; financing; certain energy contracts; allow.

Amends sec. 1274a of 1976 PA 451 (MCL 380.1274a).

Reported by Committee on Education.
Committee recommended I.E.

30

SB 325 Sen. Basham

Crimes; other; installation or use of motor vehicle tracking device; prohibit under certain circumstances and provide penalty.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 539l.

Reported by Committee on Judiciary.
Committee recommended I.E.

31

HB 4514 Rep. Lahti

Income tax; credit; eligibility for state earned income tax credit; require taxpayer to be resident for at least 6 months.

Amends sec. 272 of 1967 PA 281 (MCL 206.272).

I.E. House, March 18, 2009.

House substitute (H-1).

Reported by Committee on Finance.
Committee recommended I.E.

32

HB 4674 Rep. Mayes

Michigan business tax; credit; credit for anchor companies based on qualified new jobs created by certain suppliers and customers; revise.

Amends sec. 431a of 2007 PA 36 (MCL 208.1431a).

I.E. House, May 5, 2009.

Reported by Committee on Commerce and Tourism.
Senate substitute (S-1).

Committee recommended I.E.

33

SB 251 Sen. McManus

Appropriations; zero budget; department of natural resources; provide for fiscal year 2009-2010.

Creates appropriation act.

Reported by Committee on Appropriations.

Senate substitute (S-1).

Committee recommended I.E.

GENERAL ORDERS

34

- HB 4199** Rep. Lahti
Watercraft; other; fine for launching a boat with an aquatic plant attached; provide for.
Amends sec. 41301 of 1994 PA 451 (MCL 324.41301) & adds secs. 41325.
I.E. House, April 1, 2009.
House substitute (H-2).
Reported by Committee on Natural Resources and Environmental Affairs.
Senate substitute (S-1).
Committee recommended I.E.

35

- HB 4507** Rep. Espinoza
Natural resources; other; counties eligible for operation of off-road vehicles on road shoulders; expand.
Amends sec. 81131 of 1994 PA 451 (MCL 324.81131).
I.E. House, March 24, 2009.
House substitute (H-1).
Reported by Committee on Natural Resources and Environmental Affairs.
Committee recommended I.E.

RESOLUTIONS

36

- SR 41** Sen. Cropsey
A resolution to urge the Michigan Department of Corrections to implement nondenominational prison congregation programs within our prisons.
Reported by Committee on Judiciary.
For text of resolution, see Senate Journal No. 32, page 591.
Adoption pending.

COMMITTEE REPORTS

37

- HB 4327** Rep. Young
Labor; fair employment practices; unpaid leave for pregnant law enforcement officers; prohibit.
Amends sec. 202 of 1976 PA 453 (MCL 37.2202).
I.E. House, March 18, 2009.
Reported by Committee on Commerce and Tourism.
Senate substitute (S-1).
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

38

- SB 484** Sen. Jansen
Disabilities; other; fees for licensing interpreters; create fund.
Amends 1982 PA 204 (MCL 393.501 - 393.509) by adding sec. 8f.
Reported by Committee on Appropriations.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

39

- SB 674** Sen. Barcia
Environmental protection; sewage; intermunicipal water and sewer authority; authorize to contract with Indian tribe for payment of system construction costs.
Amends sec. 7 of 1955 PA 233 (MCL 124.287).
Reported by Committee on Economic Development and Regulatory Reform.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

40

- SB 675** Sen. Barcia
Environmental protection; sewage; intermunicipal water and sewer authority act; add definition of Indian tribe.
Amends sec. 1 of 1955 PA 233 (MCL 124.281).
Reported by Committee on Economic Development and Regulatory Reform.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

41

- SB 676** Sen. Barcia
Environmental protection; sewage; intermunicipal water and sewer authority; authorize to contract with Indian tribes for furnishing of water or sewage services.
Amends sec. 10 of 1955 PA 233 (MCL 124.290).
Reported by Committee on Economic Development and Regulatory Reform.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

42

- SB 677** Sen. Cropsey
Environmental protection; sewage; intermunicipal water and sewer authority; authorize to contract with Indian tribes for acquisition or operation of system.
Amends sec. 8 of 1955 PA 233 (MCL 124.288).
Reported by Committee on Economic Development and Regulatory Reform.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

43

- SB 678** Sen. Cropsey
Environmental protection; sewage; intermunicipal water and sewer authority; authorize rules to be enforced by contracting Indian tribes.
Amends sec. 4d of 1955 PA 233 (MCL 124.284d).
Reported by Committee on Economic Development and Regulatory Reform.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

44

SB 679 Sen. Cropsey

Environmental protection; sewage; Indian tribe contracting with intermunicipal water and sewer authority; authorize to discontinue service to users violating authority rules.

Amends sec. 4e of 1955 PA 233 (MCL 124.284e).

Reported by Committee on Economic Development and Regulatory Reform.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

45

HB 4793 Rep. Byrum

Occupations; architects, professional engineers, and surveyors; licensing exam after graduation for architectural graduates; allow.

Amends secs. 2004 & 2005 of 1980 PA 299 (MCL 339.2004 & 339.2005).

I.E. House, June 10, 2009.

House substitute (H-1).

Reported by Committee on Economic Development and Regulatory Reform.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

46

HB 4932 Rep. Rocca

Gaming; other; allowable value for coupons awarded in redemption games; increase.

Amends sec. 310b of 1931 PA 328 (MCL 750.310b).

I.E. House, June 2, 2009.

House substitute (H-2).

Reported by Committee on Economic Development and Regulatory Reform.

Senate substitute (S-2).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

47

SB 698 Sen. Kuipers

Education; curricula; mathematics graduation requirements; modify.

Amends sec. 1278a of 1976 PA 451 (MCL 380.1278a).

Reported by Committee on Education.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

SCHEDULED MEETINGS

Appropriations -**Subcommittee -**

Capital Outlay - Thursday, September 10, 9:00 a.m., Senate Hearing Room, Ground Floor, Boji Tower (373-2768)

Judiciary - Tuesday, August 18, 1:00 p.m., Room 210, Farnum Building (373-6920)

Legislative Commission on Government Efficiency - Friday, August 21, 9:00 a.m., Legislative Council Conference Room, 3rd Floor, Boji Tower (373-0212)

Legislative Commission on Statutory Mandates - Tuesday, August 25, 9:00 a.m., Executive Conference Room, 5th Floor, Oakland County Executive Office Building, 2100 N. Pontiac Lake Road, Waterford (373-0212)

Legislative Retirement Board of Trustees - Thursdays, September 10 and December 3, 2:00 p.m., Room H-252, Capitol Building (373-0575)

Transportation - Tuesday, August 18, 1:00 p.m., Room 110, Farnum Building (373-7708)

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed to	
		Senate	House	Senate	House
SB 237	Appropriations; zero budget; department of agriculture; provide for fiscal year 2009-2010.	Brown Jelinek Scott			
SB 243	Appropriations; zero budget; department of energy, labor, and economic growth; provide for fiscal year 2009-2010.	Jansen George Scott			
SB 245	Appropriations; zero budget; general government; provide for fiscal year 2009-2010.	Pappageorge Jansen Cherry			
SB 247	Appropriations; zero budget; department of history, arts, and libraries; provide for fiscal year 2009-2010.	George Brown Clark-Coleman			

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed to	
		Senate	House	Senate	House
SB 248	Appropriations; zero budget; department of human services; provide for fiscal year 2009-2010.	Hardiman Kahn Scott			
SB 249	Appropriations; zero budget; judiciary; provide for fiscal year 2009-2010.	Cropsey Kahn Brater			
SB 250	Appropriations; zero budget; department of military and veterans affairs; provide for fiscal year 2009-2010.	Garcia Cropsey Barcia			
SB 254	Appropriations; zero budget; department of transportation; provide for fiscal year 2009-2010.	Hardiman Cropsey Anderson			
HB 4438	Appropriations; education; department of education; provide for fiscal year 2009-2010.	Jelinek Brown Switalski			